

Regular Session, 2010

SENATE BILL NO. 45

BY SENATOR APPEL

CRIMINAL PROCEDURE. Provides for the procedure for the payment of restitution to victims. (8/15/10)

1 AN ACT

2 To enact Code of Criminal Procedure Art. 883.2(C), relative to restitution to victims; to
3 provide for certain procedures; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. Code of Criminal Procedure Art. 883.2(C) is here enacted to read as
6 follows:

7 Art. 883.2. Restitution to victim

8 * * *

9 C. The court shall order that all restitution payments be made by the
10 defendant to the victim through the court's designated intermediary, and in no
11 case shall the court order the defendant to deliver or send directly a restitution
12 payment to a victim.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Michael Bell.

DIGEST

Appel (SB 45)

Present law provides that the trial court will order the defendant to provide restitution to the victim as part of any sentence that the court will impose.

Proposed law mandates the court to order that all restitution payments be made by the defendant to the victim through the court's designated intermediary, and in no case shall the court order the defendant to deliver or send directly a restitution payment to a victim.

Effective August 15, 2010.

(Adds C.Cr.P. Art. 883.2(C))